	Application No.	Applicant(s)
Notice of Allowability	09/712,380	LENCHNER, JONATHAN
	Examiner	Art Unit
	Harish T. Dass	3693

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to *7/5/2006*.

2. ☒ The allowed claim(s) is/are *1-4, 6-23*.

3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a) ☐ All   b) ☐ Some*   c) ☐ None   of the:

        1. ☐ Certified copies of the priority documents have been received.

        2. ☐ Certified copies of the priority documents have been received in Application No. _____ .

        3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

    * Certified copies not received: _____ .

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.

    (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

        1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____ .

    (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____ .

    Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)

2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)

3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 7/5/06

4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

5. ☐ Notice of Informal Patent Application (PTO-152)

6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____ .

7. ☐ Examiner's Amendment/Comment

8. ☒ Examiner's Statement of Reasons for Allowance

9. ☐ Other _____ .

Continued Examination Under 37 CFR 1.114

1.   A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 7/05/2006 has been entered.

DETAILED ACTION

Allowable Subject Matter

2.   The following is an examiner's statement of reasons for allowance:

Prior art taken alone or in combination failed to teach or suggest the limitations of:

combining said seller random number and said buyer-provided offset value to obtain a result; and

rounding said purchase price up or down to a whole-unit amount based on said result, wherein said rounding is performed by said computer, as recited in independent claims 1, 12, 15, 18, and 23.

Support for this limitation can be found in original specification page 8 lines 11-18 and figure 2 steps 250, 260, 270 and 280.

US 5,274,561 (Adams) discloses an apparatus is described for increasing a fare to a rounded-off amount, in which the fare is determined by an electronic taximeter and prior to the preparation of a voucher in an assigned voucher printout mechanism the amount payable is rounded-off by an increase of the fare amount manually pre-selectable in predetermined steps, based on an actuation of operating keys, a rounded-off amount and determining a purchase price (taxi-fare) for said transaction, said purchase price including a fractional cost that exceeds a whole-unit amount.

Adams fails to teach combining said seller random number and said buyer-provided offset value to obtain a result; and rounding said purchase price up or down to a whole-unit amount based on said result.

US 3,122,312 (Daniele) discloses gasoline pumps for road distribution of fuel with count meter heads and unit selling price which is composed of three integers and one or more decimal digits, where the price is rounded off of the resultant unit price by subtraction of by addition to bring it down or up to a number of three digits.

Daniele fails to teach combining said seller random number and said buyer-provided offset value to obtain a result; and rounding said purchase price up or down to a whole-unit amount based on said result.

WO – 98/29793 (Schneier et al) discloses a system for playing electronic games including a game server and one or more player terminal. Game results are based on a random number generated in each of the game server and the players' terminal independently to insure the result is not fraudulent. Schneier et al fails to teach

combining said seller random number and said buyer-provided offset value to obtain a

result; and rounding said purchase price up or down to a whole-unit amount based on

said result.

NPL-

McCullough et al "The Numerical Reliability of Econometric Software", Journal

of Economic Literature, Vol. 37, No. 2. (Jun., 1999), pp. 633-665 discloses: a numerical

software for analyzing high quality future options for financial market fast, reliable and

accurate; random number based on said buyer-provided offset value, and wherein said

rounding is performed by said computer; testing random number generator (pseudo-

random). Schneier et al fails to teach combining said seller random number and said

buyer-provided offset value to obtain a result; and rounding said purchase price up or

down to a whole-unit amount based on said result.

Deitel & Deitel "C++ How to Program", Prentice-Hall, Inc., 1998; ISBN 0-13-

528910-6 disclosed generating a random number, and rounding said purchase price up

or down to a whole-unit amount based on said random number.

Each of the priors art taken alone or in combination failed to teach or suggest the

above features recited in independent claims 1, 12, 15, 18, and 23.

Any comments considered necessary by applicant must be submitted no later

than the payment of the issue fee and, to avoid processing delays, should preferably

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Harish T. Dass whose telephone number is 571-272-6793. The examiner can normally be reached on 8:00 AM to 4:50 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James P. Trammell can be reached on 571-272-6712. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Harish T Dass
Examiner
Art Unit 3693

8/01/2006

ELLA COLBERT
PRIMARY EXAMINER